

PREVAILED

Roll Call No. \_\_\_\_\_

FAILED

Ayes \_\_\_\_\_

WITHDRAWN

Noes \_\_\_\_\_

RULED OUT OF ORDER

## HOUSE MOTION \_\_\_\_\_

MR. SPEAKER:

I move that House Bill 511 be amended to read as follows:

- 1 Page 1, after line 17, begin a new paragraph and insert:
- 2 "SECTION 3. IC 13-18-12-8 IS ADDED TO THE INDIANA CODE
- 3 AS A NEW SECTION TO READ AS FOLLOWS [EFFECTIVE
- 4 UPON PASSAGE]: **Sec. 8. (a) If a person who operates a publicly**
- 5 **or privately owned wastewater treatment plant:**
- 6 **(1) discovers that a contaminant has entered the wastewater**
- 7 **treatment plant that would pose a threat to human health or**
- 8 **animal life if the contaminant is not effectively treated before**
- 9 **the contaminant is discharged into the waters of Indiana; and**
- 10 **(2) determines the wastewater treatment plant is not able to**
- 11 **effectively treat the contaminant;**
- 12 **the person must notify the department of the presence of the**
- 13 **contaminant at the wastewater treatment plant not more than**
- 14 **twenty-four (24) hours after the person determines the wastewater**
- 15 **treatment plant is not able to effectively treat the contaminant.**
- 16 **(b) If the department receives notification from a wastewater**
- 17 **treatment plant under subsection (a), the department must:**
- 18 **(1) notify all appropriate state and local government agencies;**
- 19 **and**
- 20 **(2) begin notifying the media;**
- 21 **not more than forty-eight (48) hours after receiving the notification**
- 22 **under subsection (a)."**
- 23
- 24 SECTION 11. [EFFECTIVE UPON PASSAGE] (a) As used in this
- 25 SECTION, "department" refers to the department of
- 26 environmental management.

1 (b) The department shall prepare a report that includes the  
2 following:

3 (1) A comprehensive and detailed report that:

4 (A) describes plans for restoration of the White River; and

5 (B) sets forth the department's recommendations for  
6 changes in statutes, rules, or procedures and practices of  
7 the department to:

8 (i) reduce the probability of contamination events; and

9 (ii) improve the timeliness and efficiency of protocols and  
10 procedures for notice to affected entities if such an event  
11 occurs in the future.

12 (2) A complete list of all events of contamination of waters of  
13 the state after December 31, 1994, in which fish or other  
14 aquatic species were killed and in which civil penalties were  
15 imposed under IC 13-30-4 (or under the law that governed the  
16 imposition of civil penalties before the enactment of  
17 IC 13-30-4), including the following:

18 (A) a description of the contamination event;

19 (B) the date the contamination event occurred;

20 (C) the entity on which the civil penalty was imposed; and

21 (D) the total amount of the civil penalty imposed.

22 (c) Before September 1, 2000, the department shall deliver the  
23 report described in subsection (b) to:

24 (1) the executive director of the legislative services agency for  
25 distribution to members of the legislative council;

26 (2) the environmental quality service council;

27 (3) the governor; and

28 (4) the lieutenant governor.

29 (d) The environmental quality service council shall:

30 (1) study the report delivered to it under subsection (c); and

31 (2) make recommendations to the general assembly before  
32 January 1, 2001."

33 Page 4, after line 39, begin a new paragraph and insert:

34 "SECTION 13. An emergency is declared for this act."

35 Renumber all SECTIONS consecutively.

(Reference is to ESB 511 as printed February 17, 2000.)

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Representative MELLINGER